

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: : Heike Winter Sederoff, et al.
Appl. No. : 10/576,757
Filing Date : 04/20/2006
Title : Synthetic Peptides that Cause F-Actin Bundling and
Block Actin Depolymerization
Grp./Art Unit : 1654
Examiner : Russell, Jeffrey E.
Docket No. : JIB-1571

Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE OF NON-COMPLIANCE AND
ELECTION OF SPECIES REQUIREMENTS**

Dear Sir:

In response to the notice of non-compliance, of the response to the restriction requirement filed by applicants, mailed on July 10, 2009, Applicants request an extension of time for two months. Applicants elect a single species as required. Applicants had previously elected Group I (claim 1-16) with traverse. Applicants objected to the restriction in that the inventions relate to a single inventive concept, disclosure of related peptides that block actin depolymerization through an F-actin-related mechanism.

Examiner also required an election of species from the sequences of SEQ ID NOS: 1-8, 10, 12, 14, 17, 19-24. Applicants' attorney had elected the species of claims 5, 13 and 16 and SEQ ID Nos. 1-8, 19-21, and 24 as the species of those claims. Since that election was

considered non-responsive, Applicants hereby elect the species of SEQ ID NO: 12, which requirement for election is also traversed, however, Applicants submit that if a single generic claim is found to be allowable, then other species should also be found allowable.

The claims are unchanged by this paper.

CONCLUSION

Please charge the appropriate fees due according to the accompanying Transmittal Letter. Applicants hereby request an extension of time for two months and attach a petition for extension of time. The Office is authorized to deduct the fee of \$245.00. The PTO is also hereby authorized to charge any necessary and additional fees that may be due to Deposit Account No. 12-0690. In furtherance of prosecution, the Examiner is invited to call the undersigned to discuss the application and its claims.

Respectfully submitted,

Dated : August 12, 2009

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